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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

JUN 29 1995

REPLY TO THE ATTENTION OF:

CS-29A

Mr. Philip M. Moilanen
Bullen, Moilanen, Klaasen & Swan, P.C.
402 South Brown Street
Jackson, Michigan 49203-1485

Re: Albion Sheridan Township Landfill Superfund Site
Albion, Michigan

Dear Mr. Moilanen:

I am in receipt of your letter to Leah Evison of June 22, 1995. In response to your request to obtain copies of liability evidence the Agency has compiled for Decker Manufacturing, please find these documents enclosed. You will note that although Decker Manufacturing has stated in response to CERCLA 104(e) requests that its waste oil did not contain hazardous substances, that the company has never substantiated this claim (see responses dated October 27, 1988, and May 29, 1992). A letter I wrote to Terrence B. DeWeerd, dated November 14, 1994, that requested this information was never answered.

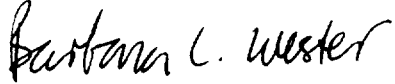
In response to your observations regarding efforts made by the Agency to compile liability evidence regarding potentially responsible parties ("PRPs") at the Albion Sheridan Township Landfill, please be advised that the Agency conducted extensive PRP search work. The results of these efforts were made available to those in attendance at the June 28, 1995 meeting. If you, or representatives of Decker, have information leading you to conclude that "There are many firms not on your list of PRPs that would have used the site (your letter of June 22, 1995, at 1)," you have declined to make this information available to the Agency. We would certainly welcome any additional information you could provide to allow us to expand our pool of PRPs at this site.

It is neither the statutory obligation, nor the policy practice, of the U.S. Environmental Protection Agency to apprise potentially responsible parties of the course of negotiations where those parties have declined to participate. It is the responsibility of Decker Manufacturing, as a recipient of the special notice letter of June 6, 1995, to keep itself informed of the negotiations. To that end, I have enclosed a copy of the attendance sheet from the meeting of June 28, 1995, which

contains names and telephone numbers of other counsel
representing special notice letter recipients.

If you have any questions, please do not hesitate to call me at
(312) 353-8514.

Sincerely,

A handwritten signature in cursive script that reads "Barbara L. Wester".

Barbara L. Wester
Assistant Regional Counsel

Enclosures